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# ALSTON&BIRD LLP

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September 12, 2005	
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Nicholas F. Gallo	
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Response to Restriction Requirement	
Appln. No. 10/657,775	
Filed: 08/29/2003	
Group Art No: 1725	
Restriction Requirement Dated: 09/06/2005	
7	Number of Pages: (including cover page) 3
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SEP 1 2 2005

Attorney's Docket No. 038190/268368

PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Masingale

Confirmation No.:

Appl. No.: 10/657,775

Group Art Unit: 1725

1830

Filed:

08/29/2003

Examiner:

L. Edmondson

For:

METHOD AND SEALANT FOR JOINTS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE TO RESTRICTION REQUIREMENT

This is in response to the Office Action dated September 6, 2005, in which the Examiner has required restriction between Group I, namely Claims 1-46, Group II, namely Claims 47-55, and Group III, namely Claims 56-65. Applicant hereby provisionally elects with traverse to prosecute the claims of Group I (Claims 1-46) and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Appl No.: 10/657,775 Amdt. dated 09/12/2005

Reply to Restriction Requirement of 09/06/2005

Respectfully submitted,

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#### CERTIFICATION OF FACSIMILE TRANSMISSION

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September 12, 2005

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